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26308

PATENT TRADEMARK OFFICE

Patent



Customer No.: 26308

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Boggs et al.

Docket No.: 9469.18443

Serial No.: 10/662,055

Examiner: Unknown

Filed: 12 September 2003

Group Art Unit: 3762

Title: Systems and Methods for Stimulating Components In, On, or Near the Pudendal Nerve or its Branches to Achieve Selective Physiologic Responses

PETITION FOR AN UNINTENTIONALLY DELAYED BENEFIT CLAIM
PURSUANT TO 37 C.F.R. §1.78(a)(3)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant requests to amend the benefit claim under 35 U.S.C. §120 of the above-noted application, as follows in marked-up form:

This application ~~claims the benefit~~ is a continuation-in-part of co-pending United States Patent Application Serial No. 10/113,828, filed March 29, 2002, entitled "Selectively Stimulating Components in, on, or near the Pudendal Nerve or its Branches to Achieve Selective Physiologic Responses," which claims the benefit of provisional United States Patent Application Serial No. 10/113,828, filed March 30, 2001, entitled "Systems and Methods for Selectively Stimulating Fascicles in the Pudendal Nerve to Achieve Selective Physiologic Responses," both of which is are incorporated herein by reference.

11/05/2004 HALI11 00000008 10662055 1370.00 0P
01 FC:1454

The priority claim has been amended to provide the relationship of the related application.

Applicant states that the entire delay between the date the claim was due under paragraph

(a)(2)(ii) of 37 C.F.R. §1.78 and the date the claim was filed was unintentional.

Applicant hereby petitions for acceptance of the unintentionally delayed benefit claim.

The requisite fee under 37 C.F.R. §1.17(t) is submitted herewith.

Respectfully Submitted,

By Patricia A. Limbach
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2 November 2004

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NDI/1844/041102 Petition Under 37 C.F.R. 1.78(a)(i)



CERTIFICATE OF FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, with sufficient postage, on the date indicated below in an envelope addressed as follows: Mail Stop Petition, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

By: Linda S. Wenzel

Dated: 2 November 2004

Linda S. Wenzel